

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
Plaintiff,) CASE NO. MJ 13-77
v.)
CARLOS ORTEGA-BARAJAS,)
Defendant.)
DETENTION ORDER

Offense charged: Conspiracy to Distribute Methamphetamine, Possession with Intent to Distribute Methamphetamine

Date of Detention Hearing: February 11, 2012.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

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01 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

02 1. Defendant is reportedly a citizen of Mexico.

03 2. The United States alleges that his presence in this country is illegal. There is an
04 immigration detainer pending against him. The issue of detention in this case is therefore
05 essentially moot, as the defendant would be released to immigration custody if not detained in
06 this case.

07 3. Defendant and his counsel offer no opposition to entry of an order of detention.

08 4. Upon advice of counsel, defendant declined to be interviewed by Pretrial
09 Services. Therefore, there is limited information available about him.

10 5. There does not appear to be any condition or combination of conditions that will
11 reasonably assure the defendant's appearance at future Court hearings while addressing the
12 danger to other persons or the community.

13 It is therefore ORDERED:

- 14 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
15 General for confinement in a correction facility separate, to the extent practicable, from
16 persons awaiting or serving sentences or being held in custody pending appeal;
- 17 2. Defendant shall be afforded reasonable opportunity for private consultation with
18 counsel;
- 19 3. On order of the United States or on request of an attorney for the Government, the
20 person in charge of the corrections facility in which defendant is confined shall deliver
21 the defendant to a United States Marshal for the purpose of an appearance in connection
22 with a court proceeding; and

4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United State Pretrial Services Officer.

DATED this 11th day of February, 2013.

Mary Alice Theiler
Mary Alice Theiler
United States Magistrate Judge